



Tuesday, April 21, 2026
5:00 PM

City Council
Tuesday Meeting Agenda

Council Chambers
200 Forrest Street

Call to Order

Prayer and Pledge of Allegiance

Presentation Agenda

POLICY AGENDA

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1. 2026-302 Adopt Resolutions condemning the following properties as unclean and a menace to the health and safety of the community.
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2. 2025-1031 Take from the Table; An Appeal of the Board of Adjustment’s November 5, 2025 decision, filed by Michael Haddox, Property Owner/Applicant, regarding a variance request from the requirement of a 5-foot-wide sidewalk along street frontages for the property located at 135 Thornhill Drive (PPIN 21511, Lamar County, Ward 3). The Board of Adjustment voted to deny the petition (Tabled at the December 16, 2025 Council meeting).
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3. 2026-253 Adopt an Ordinance to apply zoning to recently annexed properties located along Hickory Hills Drive and Little Creek Drive, generally in the Hunter’s Point Subdivision, to the R-1A (Single-Family Residential) zoning district. (Ward 1, Forrest County.) Planning Commission recommended approval on April 1, 2026.
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4. 2026-251 Adopt an Ordinance for a zoning change from R-1C to B-2 for a property located at 622 New Orleans Street (PPIN 19025, Ward 2, Forrest County). The Planning Commission recommended approval on April 1, 2026.
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5. 2026-252 Accept the Planning Commission's recommendation to approve the conditional use request for a “Funeral Home” for a property zoned B-2 located at 622 New Orleans Street (PPIN 19025, Ward 2, Forrest County). The Planning Commission recommended approval on April 1, 2026, with the following conditions:

 - 1. Any future expansion to include cremation and/or embalming services shall require an additional conditional use approval.
 - 2. A traffic memo for the processional traffic shall be required as part of the site plan.
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6. 2026-247 Accept the Planning Commission's recommendation to approve the conditional use request for “dwelling, two-family” for a B-2 zoned property at 305 Rosa Avenue (PPIN 13844, Ward 2, Forrest County). The Planning Commission recommended approval on April 1, 2026.
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7. 2026-249 Accept the Planning Commission's recommendation to approve the request for a major subdivision and to alter a platted subdivision known as “Mineral Creek Estates” that will amend lots 4, 5, 6, and 7 into lots 4,5, and 7 for property located along the western portion J Ed Turner near Jackson Road (PPIN 9505, Ward 1, Forrest County). The Planning Commission recommended approval on April 1, 2026.
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8. 2026-250 Accept the Planning Commission's recommendation to approve the request for a major subdivision and to alter a subdivision known as the “Mineral Creek Manor” subdivision for a property at 100 J Ed Turner Drive (PPIN 9505, Forrest County, Ward 1). The Planning Commission recommended approval on April 1, 2026.
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9. 2026-311 Accept the Board of Adjustment's following recommendations for a property located at 5338 and 5340 Old Hwy 42 (PPINs 22194 & 22195, Ward 2, Forrest County):

 - Recommend denial of the sidewalk variance request along Hwy 42.
 - Recommend approval of the green space variance with the condition that they can maximize green space via raised beds or traditional green space landscaping along Hwy 42 and Stanley Street.
 - Recommend approval of the sidewalk variance request along Stanley Street.
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10. 2026-312 Accept the Board of Adjustment's recommendation to approve the following variances for property located at 3104 Hardy Street, with the added condition that there will be no amplified sound and that ordering will be face-to-face in the drive-thru (no speaker box or intercom):

 - Variance from the requirement of active use area of a drive-through area to be located closer than 300 feet to a residential use lot, to allow for 175ft.
 - Variance from the pole sign requirement of 150ft of lineal street frontage to allow for 140ft.
 - Variance from the green strip requirement of 10ft in width, to allow 8ft of green space.
 - Variance from the one-way driveway requirement of a maximum of 14ft to allow for 16ft.
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11. 2026-313 Accept the Board of Adjustment's recommendation to approve the variance request from the fence height requirement of a maximum of 4ft in a front yard to instead allow for 5ft for a property located at 119 E Pine Street (PPIN 14623, Ward 4).

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- 12. 2026-330** Adopt a Resolution amending the Central Business District footprint for tax exemptions, as adopted December 20, 2011, pursuant to Mississippi Code Section 17-21-5, to expand said district to include the Hardy Street Central Business District and the Broadway Drive Central Business District.
- 13. 2026-303** Adopt Resolutions adjudicating and directing the placement as an assessment for the cleanup costs and applicable penalties, not to exceed the values prescribed by State law, against the enclosed properties.
- 14. 2026-319** Adopt a Resolution approving the acquisition of Forrest County Parcel PPIN 15150 from Red Rising, LLC for the Edwards Street Improvement Project, accepting the negotiated purchase price, and authorize issuance of a manual check.
- 15. 2026-320** Adopt a Resolution authorizing the submission of a grant application for funding for the 2026 Safe Streets and Roads for All Funding Program and authorize the Mayor to execute any and all documents related to the grant application.
- 16. 2026-322** Adopt a Resolution authorizing the filing of applications with the Federal Transit Administration, an operating administration of the United States Department of Transportation, for federal transportation assistance authorized by 49 U.S.C. Chapter 53; title 23, United States Code, or other federal statutes administered by the Federal Transit Administration.
- 17. 2026-325** Adopt a Resolution declaring equipment surplus and authorizing the disposal of said equipment and authorizing removal of equipment from the city inventory of the Information Technology Department.
- 18. 2026-304** Approve Release of Lien documents filed in relation to Code Enforcement clean-up assessments per attached memo, authorize the Mayor to execute and record the same.
- 19. 2026-270** Approve Agreement with Granicus for the implementation of the short-term rental software in the amount of \$9,871.29 for the Department of Urban Development and authorize the Mayor to execute the same.
- 20. 2026-305** Approve Contractor and Owner Agreements according to the Emergency Roof Repair Initiative Manual and authorize the Mayor to execute in duplicate.
- 21. 2026-316** Approve extension of the Motorcycle Lease Agreement between the City of Hattiesburg and EMAG Daytona HD, LLC (dba Teddy Morse's Daytona Harley-Davidson), extending the original lease dated May 30, 2023, for an additional term from July 1, 2026, through June 30, 2027, under the same terms and conditions, including monthly lease payments as provided therein; and authorize the Mayor to execute the same.
- 22. 2026-317** Approve letter agreement with Commercial Appraisals, LLC to provide appraisal services for the Gordon's Creek Ph II Pathway project (aka Gordon's Creek - Hutchinson Ave to Broad St) and authorize the Mayor to execute same.
- 23. 2026-321** Approve Contract Change Order No.1 with JW Chain Construction LLC for the HBG Taxilane Project SMIF-0031-0124 for a contract decrease of \$11,969.91 and authorize the Mayor to execute in duplicate.
- 24. 2026-315** Acknowledge receipt of Closeout Package for the 16th Avenue and Concart Street Improvements project; authorize publication of Notice of Final Settlement for the project; and authorize final acceptance of the project.
- 25. 2026-327** Acknowledge bids received on April 9, 2026, for Hattiesburg High Area Infrastructure Improvements – Phase I Project and accept the bid of Homestead Services, LLC as the best and lowest bid and authorize the Mayor to execute contracts upon preparation.
- 26. 2026-318** Ratify Agreed Final Judgement, Civil Action No. 25-752, filed in the Special Court of Eminent Domain related to the 4th Street Sidewalk Improvements - Ph IV project and establishing total just compensation for the acquisition of property described in Exhibit "A" of the attached document. Authorize issuance of a manual check in payment thereof.

ROUTINE AGENDA

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- 1. 2026-310** Acknowledge receipt of request filed by Marilyn Livingston and Hope Bald, Applicants, to appeal the Hattiesburg Planning Commission's action on the petition filed by Marilyn Livingston and Hope Bald, Applicants, to close a 150-foot portion of an alley located between 409 and 407 Court Street. The Hattiesburg Planning Commission voted to recommend denial of the petition on April 1, 2026. Set a public hearing before the City Council on May 4, 2026, at 4:00 pm, and authorize the publication of a Public Notice setting an Appeal Public Hearing.
- 2. 2026-308** Acknowledge receipt of the monthly budget report for the month ending March 31, 2026.
- 3. 2026-323** Acknowledge receipt of Privilege Tax License Report for March 2026.
- 4. 2026-314** Approve and authorize issuance of manual checks for CDBG/HOME Claims per attached.
- 5. 2026-306** Approve the City's purchase of (1) one grave space, located in Section 39, Lot 121, the South Half (S1/2) of the Northeast Quarter (NE (1/4) at Highland Cemetery,
- 6. 2026-307** at Minute book# 2022 and page# 82, in the amount of \$175.00 from Beverly Wallace. Authorize manual check for the same.
- 7. 2026-329** Approve the City's purchase of (4) one grave, spaces located in Section 34, Lot 47, the East Half (E1/2), spaces 5-8 found in Minute book# 2014 and page# 334, in the amount of \$700.00 from Teresa A. Thornton, Authorize manual check for the same.
- 8. 2026-309** Approve the sale of grave spaces per attached receipts.

In Memoriam:

- *Dr. Shelby Freland Thames*

Meeting Adjourn

Call to Order

BE IT REMEMBERED that the Hattiesburg City Council held a **regular meeting at 5:00 PM on April 21, 2026.** in the **Council Chambers at City Hall, this being the reconvened session of the recessed meeting held on April 20, 2026.**

In attendance were Mayor Toby Barker and members of the City Council Jeffrey George, Ward 1; Eric Boney, Ward 2, LeAnn Vance, Ward 3; Dave Ware, Ward 4; and Nicholas Brown, Ward 5.

Others in attendance were Director of Administration/City Clerk, Kermas Eaton; City Attorney, Randy Pope; Clerk of Council, Ronda S. Kennedy; Deputy Clerk of Council, Lisa Luu Jolly; City staff members; media; and the public.

Council President Ware Called the meeting to order at 5:00 p.m.

Prayer and Pledge of Allegiance

The prayer was given by *Officer David Matos.*

The Pledge of Allegiance was led by *City Clerk, Kermas Eaton.*

Presentation Agenda

The PRESENTATION AGENDA came before the Council.

There were no presentations at this time.

Confirmation or Adjustment of the Agenda

THE MATTER OF THE AGENDA ORDER was before the Council.

Council President Ware asked whether there were any adjustments to the agenda.

The Clerk of Council responded that there were none.

A **MOTION** was made by Council Vice President George and seconded by Council Member Vance to **APPROVE** the Agenda as presented.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

POLICY AGENDA

THE POLICY AGENDA was then considered.

1. 2026-302 [RES #2026-70-75]	Adopt Resolutions condemning the following properties as unclean and a menace to the health and safety of the community.
	Attachments: <u>Adopt Resolution to Condemn Memo 04 21 2026</u> <u>1. 222 2nd Ave - Condemnation Resolution</u> <u>2. 506 Magnolia Ave - Condemnation Resolution</u> <u>3. 712 E 2nd St - Condemnation Resolution</u> <u>4. 715 E 2nd St - Condemnation Resolution</u> <u>5. 911 Roby St - Condemnation Resolution</u> <u>6. 102 Brentwood Pl - Condemnation Resolution LC</u>

A MOTION was made by Council Vice President George and seconded by Council Member Brown

to **ADOPT RESOLUTIONS NO. 2026–70 through 2026–75** condemning the following properties as unclean and a menace to the health and safety of the community.

RES #	Case #	Address	PPIN
#2026-70	1.	222 2nd Avenue	19343, 19342, 41741
#2026-71	2.	506 Magnolia Avenue	13581
#2026-72	3.	712 E 2nd Street	22167
#2026-73	4.	715 E 2nd Street	17446
#2026-74	5.	911 Roby Street	12923
#2026-75	6.	102 Brentwood Place	3667

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

2. 2025-1031
APPROVED for a PARTIAL variance with conditions

Take from the Table; An Appeal of the Board of Adjustment’s November 5, 2025 decision, filed by Michael Haddox, Property Owner/Applicant, regarding a variance request from the requirement of a 5-foot-wide sidewalk along street frontages for the property located at 135 Thornhill Drive (PPIN 21511, Lamar County, Ward 3). The Board of Adjustment voted to deny the petition (*Tabled at the December 16, 2025 Council meeting*).

Attachments: [Item A- Staff Summary-135 Thornhill](#)
 [A Image Sheet - 134 Thornhill](#)
 [Application CC](#)
 [135 Thornhill Drive- Haddox Appeal Paperwork](#)
 [Minutes- November 2025- BOA- Full Minutes](#)

A MOTION was made by Council Vice President George and seconded by Council Member Brown

to **TAKE FROM THE TABLE**; An Appeal of the Board of Adjustment’s November 5, 2025 decision, filed by Michael Haddox, Property Owner/Applicant, regarding a variance request from the requirement of a 5-foot-wide sidewalk along street frontages for the property located at 135 Thornhill Drive (PPIN 215113).

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

A MOTION was made by Council Vice President George and seconded by Council Member Vance

to **APPROVE a PARTIAL variance request** from the sidewalk requirement along Thornhill Drive, limited to the northerly fifty (50) feet of the development frontage, subject to the following conditions:

- *No sidewalk shall be required within that specific fifty-foot segment.*
- *All remaining sidewalk improvements otherwise required along Thornhill Drive shall either be installed or addressed via the sidewalk fee-in-lieu program.*

There being no discussion, the motion carried, thereby approving the partial variance request and denying the Board of Adjustment’s recommendation, with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

3. 2026-253
[ORD #3410]

Adopt an Ordinance to apply zoning to recently annexed properties located along Hickory Hills Drive and Little Creek Drive, generally in the Hunter’s Point Subdivision, to the R-1A (Single-Family Residential) zoning district. (Ward 1, Forrest County.) Planning Commission recommended approval on April 1, 2026.

Attachments: [Item I Staff Report- Annexed Properties North](#)
 [Minutes- April 2026- HPC](#)
 [Ordinance - ZONING FOR ANNEXED PROPERTIES - Hunters Point Subdivision_final](#)

A MOTION was made by Council Vice President George and seconded by Council Member Vance

to **ADOPT ORDINANCE NO. 3410** to apply zoning to recently annexed properties located along Hickory Hills Drive and Little Creek Drive, generally in the Hunter’s Point Subdivision, to the R-1A zoning district.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

<p>4. 2026-251 [ORD #3411]</p>	<p>Adopt an Ordinance for a zoning change from R-1C to B-2 for a property located at 622 New Orleans Street (PPIN 19025, Ward 2, Forrest County). The Planning Commission recommended approval on April 1, 2026.</p>
	<p>Attachments: Item F and G Staff Report- 622 New Orleans Street- Rezoning and Conditional Use 622 New Orleans St- Updated Application 622 New Orleans Street-Funeral Home-10-09-25-NOTES 622 New Orleans Street-Funeral Home-02-05-26-PRE-APP NOTES Minutes- April 2026- HPC 622 New Orleans -Ordinance_ZONING CHANGE</p>

A MOTION was made by Council Member Boney and seconded by Council Member Brown

to **ADOPT ORDINANCE NO. 3411** for a zoning change from R-1C to B-2 for a property located at 622 New Orleans Street (PPIN 19025).

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

<p>5. 2026-252 <i>request - APPROVED with conditions</i></p>	<p>Accept the Planning Commission's recommendation to approve the conditional use request for a “Funeral Home” for a property zoned B-2 located at 622 New Orleans Street (PPIN 19025, Ward 2, Forrest County). The Planning Commission recommended approval from April 1, 2026 meeting, with the following conditions:</p>
	<p>1. <i>Any future expansion to include cremation and/or embalming services shall require additional conditional use approval</i> 2. <i>A traffic memo for the processional traffic shall be required as part of the site plan</i></p> <p>Attachments: Item F and G Staff Report- 622 New Orleans Street- Rezoning and Conditional Use 622 New Orleans St- Updated Application 622 New Orleans Street-Funeral Home-10-09-25-NOTES 622 New Orleans Street-Funeral Home-02-05-26-PRE-APP NOTES Minutes- April 2026- HPC</p>

A MOTION was made by Council Member Boney and seconded by Council Member Brown

to **ACCEPT** the Planning Commission's recommendation to approve the conditional use request for a “Funeral Home” for a property zoned B-2 located at 622 New Orleans Street (PPIN 19025), with the following conditions:

1. *Any future expansion to include cremation and/or embalming services shall require an additional conditional use approval.*
2. *A traffic memo for the processional traffic shall be required as part of the site plan.*

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

<p>6. 2026-247 <i>request - APPROVED</i></p>	<p>Accept the Planning Commission's recommendation to approve the conditional use request for “dwelling, two-family” for a B-2 zoned property at 305 Rosa Avenue (PPIN 13844, Ward 2, Forrest County). The Planning Commission recommended approval on April 1, 2026.</p>
	<p>Attachments: Item A Staff Report- 305 Rosa Avenue- Conditional Use Request 305 Rosa Avenue- Application Deed Minutes- April 2026- HPC</p>

A MOTION was made by Council Member Boney and seconded by Council Member Brown

to **ACCEPT** the Planning Commission's recommendation to approve the conditional use request for “dwelling, two-family” for a B-2 zoned property at 305 Rosa Avenue (PPIN 13844).

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

<p>7. 2026-249 <i>request - APPROVED</i></p>	<p>Accept the Planning Commission's recommendation to approve the request for a major subdivision and to alter a platted subdivision known as “Mineral Creek Estates” that will amend lots 4, 5, 6, and 7 into lots 4,5, and 7 for property located along the western portion J Ed Turner near Jackson Road (PPIN 9505, Ward 1, Forrest County). The Planning Commission recommended approval on April 1, 2026.</p>
	<p><u>Attachments:</u> <u>Item D Staff Report- Mineral Creek Estates- Subdivision Request</u> <u>MCE Public Hearing Application</u> <u>038 MCEAmdnt1 App Affidavit</u> <u>038 MCEAmdnt1 JTW Owner Affidavit</u> <u>WD 1489 P059 2025 Dews</u> <u>WD 1491 P254 2025 Baggett</u> <u>WD B1460 P668 2024 Weeks</u> <u>WD B1487 P443 2025 Mangum</u> <u>038 MCE Lots4-7 Map 2026-02-11</u> <u>Minutes- April 2026- HPC</u></p>

A MOTION was made by Council Vice President George and seconded by Council Member Boney

to **ACCEPT** the Planning Commission's recommendation to approve the request for a major subdivision and to alter a platted subdivision known as “Mineral Creek Estates” that will amend lots 4, 5, 6, and 7 into lots 4,5, and 7 for property located along the western portion J Ed Turner near Jackson Road (PPIN 9505).

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

<p>8. 2026-250 <i>request - APPROVED</i></p>	<p>Accept the Planning Commission's recommendation to approve the request for a major subdivision and to alter a subdivision known as the “Mineral Creek Manor” subdivision for a property at 100 J Ed Turner Drive (PPIN 9505, Forrest County, Ward 1). The Planning Commission recommended approval on April 1, 2026.</p>
	<p><u>Attachments:</u> <u>Item E Staff Report- Mineral Creek Manor- Subdivision Request</u> <u>MCM Application</u> <u>Plat Amendment</u> <u>120 Lake Estates Drive-25 Acre Parcel-02-19-26-PRE APP NOTES</u> <u>Minutes- April 2026- HPC</u></p>

A MOTION was made by Council Vice President George and seconded by Council Member Brown

to **ACCEPT** the Planning Commission's recommendation to approve the request for a major subdivision and to alter a subdivision known as the “Mineral Creek Manor” subdivision for a property at 100 J Ed Turner Drive (PPIN 9505).

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

<p>9. 2026-311 <i>variance requests for:</i></p> <ul style="list-style-type: none"> • <i>sidewalk along Hwy 42 --</i> <i>-DENIED-</i> • <i>green space --</i> <i>APPROVED</i> <i>with conditions</i> 	<p>Accept the Board of Adjustment's following recommendations for a property located at 5338 and 5340 Old Hwy 42 (PPINs 22194 & 22195, Ward 2, Forrest County):</p> <ul style="list-style-type: none"> • <i>Recommend denial of the sidewalk variance request along Hwy 42</i> • <i>Recommend approval of the green space variance with the condition that they can maximize green space via raised beds or traditional green space landscaping along Hwy 42 and Stanley Street</i> • <i>Recommend approval of the sidewalk variance request along Stanley Street</i>
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- sidewalk along Stanley St. – APPROVED

Attachments: Item B Staff Report- 5338 and 5340 Old Hwy 42
5338- Application
5338 Hwy 42-Miguel Tire Shop and El Buen Sabor-10-16-25-NOTES
5338 Hwy 42-Miguel Tire Shop and El Buen Sabor-12-02-25-NOTES
Minutes- April 2026- BOA

A MOTION was made by Council Member Boney and seconded by Council Member Brown

to **ACCEPT** the Board of Adjustment's recommendations for a property located at 5338 and 5340 Old Hwy 42 (PPINs 22194 & 22195), as follows:

- Denial of the sidewalk variance request along Hwy 42;
- Approval of the green space variance, with the condition that green space be maximized through raised beds or traditional landscaping along Hwy 42 and Stanley Street; and
- Approval of the sidewalk variance request along Stanley Street.

By unanimous consent, Council President Ware *suspended Robert's Rules of Order* to allow Senior Planner Nathan Satcher to respond to questions from Council Member Boney regarding the recommendations.

Mr. Satcher provided an overview of the Board of Adjustment's recommendations.

By unanimous consent, Council President Ware *reinstated Robert's Rules of Order and proceeded with the motion.*

There being no further discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

10. 2026-312 Accept the Board of Adjustment's recommendation to approve the following variances with the added condition that there will be no amplified sound and that ordering will be face-to-face in the drive-thru (no speaker box or intercom):

all variances APPROVED with conditions

- Variance from the requirement of active use area of a drive-through area to be located closer than 300 feet to a residential use lot, to allow for 175ft.
- Variance from the pole sign requirement of 150ft of lineal street frontage to allow for 140ft.
- Variance from the green strip requirement of 10ft in width, to allow 8ft of green space.
- Variance from the one-way driveway requirement of a maximum of 14ft to allow for 16ft.

Attachments: Item C Staff Report- 3104 Hardy Street
3104 hardy-application for April 1 Public Hearing
Applicant Affidavit
02042026 C9-2
02182026 B2
Community Support Request 021726 w contact
Supportive Letter 022326 - DF
Trustmark Letter of Support
Warranty Deed - Gamill purchase
Warranty Deed
3104 Hardy Street-Bops Frozen Custard-02-12-26-SITE PLAN REVIEW NOTES
Minutes- April 2026- BOA

A MOTION was made by Council Member Vance and seconded by Council Vice President George

to **ACCEPT** the Board of Adjustment's recommendation to approve the following variances, **with the added conditions listed:**

Conditions:

- *that there shall be no amplified sound*
- *all ordering shall be face-to-face in the drive-thru (no speaker box or intercom), and*
- *a privacy fence shall be installed along the south end of the property*

Approved Variances to (with conditions):

- *Allow a drive-through active use area to be located 175 feet from a residential use lot;*
- *Allow a pole sign with 140 feet of lineal street frontage;*
- *Allow 8 feet of green space; and*
- *Allow a one-way driveway width of 16 feet.*

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

<p>11. 2026-313 <i>request - APPROVED</i></p>	<p>Accept the Board of Adjustment's recommendation to approve the variance request from the fence height requirement of a maximum of 4ft in a front yard to instead allow for 5ft for a property located at 119 E Pine Street (PPIN 14623, Ward 4, Forrest County).</p> <p>Attachments: Item D Staff Report- 119 E Pine Street PH Application_CC 119 E Pine Street-Sculpture Park-02-05-26-PRE-APP NOTES 119 E Pine Street-Sculpture Park-02-19-26-SITE PLAN APPROVAL NOTES Site Plan concept view 1 concept view 2 concept view 3 concept1 concept2 concept3 Legal Description Warranty Deed Minutes- April 2026- BOA</p>
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A MOTION was made by Council Vice President George and seconded by Council Member Brown

to **ACCEPT** the Board of Adjustment's recommendation to approve the variance request from the fence height requirement of a maximum of 4ft in a front yard to instead allow for 5ft for a property located at 119 E Pine Street (PPIN 14623, Ward 4, Forrest County).

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

- **At 5:11 P.M. Council Member Vance RECUSED herself** due to a conflict of interest and exited the Council Chambers **prior to Policy Item No. 12.**

<p>12. 2026-330 <i>[RES #2026-76]</i></p>	<p>Adopt a Resolution amending the Central Business District footprint for tax exemptions, as adopted December 20, 2011, pursuant to Mississippi Code Section 17-21-5, to expand said district to include the Hardy Street Central Business District and the Broadway Drive Central Business District.</p> <p>Attachments: Resolution Amending Central Business District Footprint CBD Exhibit A CBD Exhibit B</p>
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A MOTION was made by Council Vice President George and seconded by Council Member Brown

to **ADOPT RESOLUTION NO. 2026-76** amending the Central Business District footprint for tax exemptions, as adopted December 20, 2011, pursuant to Mississippi Code Section 17-21-5, to expand said district to include the Hardy Street Central Business District and the Broadway Drive Central Business District.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 4 — George, Boney, Ware and Brown

Nays: 0

Recused: 1 — Vance

- At 5:12 P.M. Council Member Vance RE-ENTERED the Council Chambers following the vote.

13. **2026-303**
[RES #2026-77-82] Adopt Resolutions adjudicating and directing the placement as an assessment for the cleanup costs and applicable penalties, not to exceed the values prescribed by State law, against the following properties.

Attachments: Adjudication Memo 04 21 2026
 1. 47 South Hills Dr - Adjudication Resolution
 2. 1201 Penton St - Adjudication Resolution
 3. 1406 Concart St - Adjudication Resolution
 4. 903 Dewey St - Adjudication Resolution
 5. 909 Dewey St - Adjudication Resolution
 6. 922 Whitney St - Adjudication Resolution

A MOTION was made by Council Vice President George and seconded by Council Member Brown

to **ADOPT RESOLUTIONS NO. 2026-77 through NO. 2026-82** adjudicating and directing the placement as an assessment for the cleanup costs and applicable penalties, not to exceed the values prescribed by State law, against the following properties.

RES #	Case #	Address	PPIN
#2026-77	Eugene & Ruthie Mae Carter	47 South Hills Drive	27747
#2026-78	Gloria Christopher	1201 Penton Street	13521
#2026-80	Romeo Martin Perez Agustin	1406 Concart Street	16865
#2026-81	Tamiya Hoze	903 Dewey Street	14305
#2026-82	James H. Ratliff, Jr.	909 Dewey Street	14301

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

14. **2026-319**
[RES #2026-83] Adopt a Resolution approving the acquisition of Forrest County Parcel PPIN 15150 from Red Rising, LLC for the Edwards Street Improvement Project, accepting the negotiated purchase price, and authorize issuance of a manual check.

Attachments: Offer Resolution Edwards Street Revised - Red Rising

A MOTION was made by Council Vice President George and seconded by Council Member Brown

to **ADOPT RESOLUTION NO. 2026-83** approving the acquisition of Forrest County Parcel PPIN 15150 from Red Rising, LLC for the Edwards Street Improvement Project, accepting the negotiated purchase price, and **AUTHORIZE** issuance of a manual check.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

15. **2026-320**
[RES #2026-84] Adopt a Resolution authorizing the submission of a grant application for funding for the 2026 Safe Streets and Roads For All Funding and authorize the Mayor to execute any and all documents related to the grant application.

Attachments: SS4A Resolution - Matching Funds

A MOTION was made by Council Vice President George and seconded by Council Member Brown

to **ADOPT RESOLUTION NO. 2026-84** authorizing the submission of a grant application for funding for the 2026 Safe Streets and Roads For All Funding; and **AUTHORIZE** the Mayor to execute any and all documents related to the grant application.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

16. **2026-322**
[RES #2026-85] Adopt a Resolution authorizing the filing of applications with the Federal Transit Administration, an operating administration of the United States Department of Transportation, for federal transportation assistance authorized by 49 U.S.C. Chapter 53; title 23, United States Code, or other federal statutes administered by the Federal Transit Administration.

Attachments: Counsel Letter
2026 COH Authorizing Resolution

A **MOTION** was made by Council Vice President George and seconded by Council Member Brown

to **ADOPT RESOLUTION NO. 2026-85** authorizing the filing of applications with the Federal Transit Administration, an operating administration of the United States Department of Transportation, for federal transportation assistance authorized by 49 U.S.C. Chapter 53; title 23, United States Code, or other federal statutes administered by the Federal Transit Administration.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

17. **2026-325**
[RES #2026-86] Adopt a Resolution declaring equipment surplus and authorizing the disposal of said equipment and authorizing removal of equipment from the City inventory of the Information Technology Department.

Attachments: Resol.surplus equipment (3) (7)
SURPLUSNEWLIST

A **MOTION** was made by Council Vice President George and seconded by Council Member Boney

to **ADOPT RESOLUTION NO. 2026-86** declaring equipment surplus and authorizing the disposal of said equipment and authorizing removal of equipment from the City inventory of the Information Technology Department.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

18. **2026-304** Approve Release of Lien documents filed in relation to Code Enforcement clean-up assessments per attached memo, authorize the Mayor to execute and record the same.

Attachments: Release of Lien Memo 04 21 2026
1. 114 Brookwood Ln - Release of Lien
2. 702 McKinley St - Release of Lien
3. 714 McKinley St - Release of Lien
4. 1215 Dewey St - Release of Lien

A **MOTION** was made by Council Member Boney and seconded by Council Member Brown

to **APPROVE** Release of Lien documents filed in relation to Code Enforcement clean-up assessments per attached memo; and **AUTHORIZE** the Mayor to execute and record the same.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

- | | | |
|-----|----------|---|
| 19. | 2026-270 | Approve Agreement with Granicus for the implementation of the short-term rental software in the amount of \$9,871.29 for the Department of Urban Development and authorize the Mayor to execute the same. |
| | | <u>Attachments:</u> <u>Granicus agreement</u>
<u>04 02 2026 - Stamped Two Quote - Awarded to Granicus</u> |

A MOTION was made by Council Vice President George and seconded by Council Member Vance

to **ACTION** Approve Agreement with Granicus for the implementation of the short-term rental software in the amount of \$9,871.29 for the Department of Urban Development;

and **AUTHORIZE** the Mayor to execute the same.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

- | | | |
|-----|----------|---|
| 20. | 2026-305 | Approve Contractor and Owner Agreements according to the Emergency Roof Repair Initiative Manual and authorize the Mayor to execute in duplicate. |
| | | <u>Attachments:</u> <u>705 Parker Avenue - Grant Agreement Packet</u>
<u>315 Pauline Avenue - Grant Agreement Packet</u>
<u>403 Dixie Avenue - Grant Agreement Packet</u>
<u>701 Lafayette Avenue - Grant Agreement Packet</u> |

A MOTION was made by Council Vice President George and seconded by Council Member Boney

to **APPROVE** Approve Contractor and Owner Agreements according to the Emergency Roof Repair Initiative Manual; and **AUTHORIZE** the Mayor to execute in duplicate.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

- | | | |
|-----|----------|---|
| 21. | 2026-316 | Approve extension of the Motorcycle Lease Agreement between the City of Hattiesburg and EMAG Daytona HD, LLC (dba Teddy Morse's Daytona Harley-Davidson), extending the original lease dated May 30, 2023, for an additional term from July 1, 2026, through June 30, 2027, under the same terms and conditions, including monthly lease payments as provided therein; authorize the Mayor to execute the same. |
| | | <u>Attachments:</u> <u>2023B Hattiesburg Traffic Lease</u> |

A MOTION was made by Council Vice President George and seconded by Council Member Boney

to **APPROVE** extension of the Motorcycle Lease Agreement between the City of Hattiesburg and EMAG Daytona HD, LLC (dba Teddy Morse's Daytona Harley-Davidson), extending the original lease dated May 30, 2023, for an additional term from July 1, 2026, through June 30, 2027, under the same terms and conditions, including monthly lease payments as provided therein; and **AUTHORIZE** the Mayor to execute the same.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

22. 2026-317 Approve letter agreement with Commercial Appraisals, LLC to provide appraisal services for the Gordon's Creek Ph II Pathway project (aka Gordon's Creek - Hutchinson Ave to Broad St) and authorize the Mayor to execute same.
- Attachments: Commercial Appraisals Real Estate Services Contract - Gordon's Creek

A MOTION was made by Council Member Brown and seconded by Council Vice President George

to **APPROVE** of agreement with Commercial Appraisals, LLC to provide appraisal services for the Gordon's Creek Ph II Pathway project (aka Gordon's Creek - Hutchinson Ave to Broad St);

and **AUTHORIZE** the Mayor to execute the same.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

23. 2026-321 Approve Contract Change Order No.1 with JW Chain Construction LLC for the HBG Taxilane Project SMIF-0031-0124 for a contract decrease of \$11,969.91 and authorize the Mayor to execute in duplicate.
- Attachments: Construction Change Request #1 (1)

A MOTION was made by Council Member Boney and seconded by Council Member Brown

to **APPROVE** Contract Change Order No.1 with JW Chain Construction LLC for the HBG Taxilane Project SMIF-0031-0124 for a contract decrease of \$11,969.91;

and **AUTHORIZE** the Mayor to execute in duplicate.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

24. 2026-315 Acknowledge receipt of Closeout Package for the 16th Avenue and Concart Street Improvements project; Authorize publication of Notice of Final Settlement for the project; and Authorize final acceptance of the project.
- Attachments: 16th and Concart Closeout Package
Notice of Final Settlement - 16th & Concart Closeout

A MOTION was made by Council Vice President George and seconded by Council Member Brown

to **ACKNOWLEDGE** receipt of Closeout Package for the 16th Avenue and Concart Street Improvements project; Authorize publication of Notice of Final Settlement for the project;

and **AUTHORIZE** final acceptance of the project.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

25. 2026-327 Acknowledge bids received on April 9, 2026 for Hattiesburg High Area Infrastructure Improvements – Phase I Project and accept the bid of Homestead Services, LLC as the best and lowest bid and authorize the Mayor to execute contracts upon preparation.
- Attachments: Hattiesburg High Area 1 Bid Recommendation SDW 04-15-26
Hattiesburg High Area 1 Bid Tabulation 04-15-26
BID LOW 12230 Homestead Services, LLC

BID Hattiesburg High Area Infra Impr Bid - Anding Construction Services
BID TLW Bid - City of Hattiesburg
BID Grady Crawford Construction Co MCR NO 03623-MC Bid for Hburg High Area
BID Edge Bid - Hattiesburg Sewer
BID HATTIESBURG HIGH AREA - BID - C.B. DEVELOPERS, INC

A **MOTION** was made by Council Vice President George and seconded by Council Member Boney to **ACKNOWLEDGE** bids received on April 9, 2026 for Hattiesburg High Area Infrastructure Improvements – Phase I Project; **ACCEPT** the bid of Homestead Services, LLC as the best and lowest bid;

and **AUTHORIZE** the Mayor to execute contracts upon preparation.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

26. **2026-318** Ratify Agreed Final Judgement, Civil Action No. 25-752, filed in the Special Court of Eminent Domain related to the 4th Street Sidewalk Improvements - Ph IV project and establishing total just compensation for the acquisition of property described in Exhibit "A" of the attached document. Authorize issuance of a manual check in payment thereof.

Attachments: Bengal.AFJ - Balance of Judgement

A **MOTION** was made by Council Vice President George and seconded by Council Member Boney to **RATIFY** Agreed Final Judgement, Civil Action No. 25-752, filed in the Special Court of Eminent Domain related to the 4th Street Sidewalk Improvements - Ph IV project and establishing total just compensation for the acquisition of property described in Exhibit "A" of the attached document;

and **AUTHORIZE** issuance of a manual check in payment thereof.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

ROUTINE AGENDA

THE ROUTINE AGENDA came before the Council.

A **MOTION** was made by Council Vice President George and seconded by Council Member Brown to **APPROVE** the Routine Agenda, including the claims docket.

There being no discussion, the motion carried unanimously with the following vote:

Yeas: 5 — George, Boney, Vance, Ware and Brown

Nays: 0

1. **2026-310** Acknowledge receipt of request filed by Marilyn Livingston and Hope Bald, Applicants, to appeal the Hattiesburg Planning Commission's action on the petition filed by Marilyn Livingston and Hope Bald, Applicants, to close a 150-foot portion of an alley located between 409 and 407 Court Street. The Hattiesburg Planning Commission voted to recommend denial of the petition on April 1, 2026. Set a public hearing before the City Council on May 4, 2026, at 4:00 pm, and authorize the publication of a Public Notice setting an Appeal Public Hearing.

Attachments: Appeal Filed
Appeal Supporting Doc

2. **2026-308** Acknowledge receipt of the monthly budget report for the month ending March 31, 2026.

Attachments: REV REPORT 0326
EXP REPORT 0326

